

1 Michael Patrick Rooney (SBN. 248491)
2 MICHAEL ROONEY LAW OFFICE
3 580 California St. Fl. 16
4 San Francisco, CA 94104
5 Tel: (415) 533-0282
6 Fax: (415) 704-3321

7 Attorney for Plaintiff
8 PETRA A. MARTINEZ

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 PETRA A. MARTINEZ,

12 Plaintiff,

13 v.

14 AMERICA'S WHOLESALE LENDER, *et al.*

15 Defendants.

CASE NO.: 3-09-CIV-5630WHA

16 DECLARATION OF DR. STANLEY
17 ATKINSON IN OPPOSITION TO
18 DEFENDANTS MOTION FOR
19 SUMMARY JUDGMENT

20 Department: 450 Golden Gate Ave.
21 San Francisco, CA 94102
22 Courtroom 9, 19th Floor

Judge: Hon. William Alsup

Date: March 4, 2010

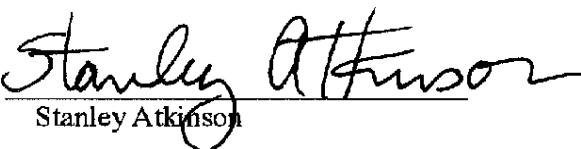
Time: 8:00 a.m.

23 I, Stanley Atkinson, am over 18 years old and not a party to this case. I declare as follows:

- 24 1. On or about May 3, 2009, I received the notice of substitution of trustee and notice of
25 trustee's sale, true and correct copies of which are attached as Exhibit 1. A third document
26 in the certified mail package that I received certified mail titled "Affidavit of Mailing For
27 Substitution of Trustee by Code" is not signed nor found in the County Recorder's Office
28 but is dated 4/30/2009 and has a blank line with Rosie Ramos typed beneath, a true and
29 correct copy of which is also attached at Exhibit 1.
30

- 1 2. I never received corrected copies, or the ones which were recorded at the county recorder's
- 2 office.
- 3
- 4 3. The "Substitution of Trustee" document I received certified mail was not signed.
- 5
- 6 4. The "Notice of Trustee's Sale" I received certified mail again is signed by no one but dated
- 7 4/30/2009.

8 I swear the above to be true under the penalty of perjury, and execute this declaration in
9
10 Salinas, CA on February 11, 2010.

11
12 BY: 
13 Stanley Atkinson

14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
MICHAEL ROONEY LAW OFFICE
580 California Street, FL 16
San Francisco, CA 94104